

1 Yitzchok Birnhack (Full Name)
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5 347-409-8300 (Phone Number)

6 Defendant in Pro Per
7 (indicate Plaintiff or Defendant)



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10 **UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**

12 HFC ACCEPTANCE LLC,
13 Plaintiff,
14 vs.
15 AEZ Rent A Car LLC et. al.
16
17
18 Defendant(s).

Case No.: 2:23-CV-07744

DECLARATION IN SUPPORT OF
MOTION TO COMPEL ARBITRATION
VACATE DEFAULTS, STAY ACTION
AND AWARD SANCTIONS

Hearing Date: January 6, 2024
Hearing Time: 8:30am
Judge: George H. Wu
(Judge's name)
Place: Courtroom 9D
(courtroom number)

24
25 I, Yitzchok Birnhack, declare as follows:
26 (print name)

27 1. I am the Defendant in the above-entitled case.
28 (indicate Plaintiff or Defendant)

1 2. I have personal knowledge of the following facts, and, if called as a
2 witness, I could and would competently testify thereto.

3 3. I discussed and attempted to resolve the issues raised in this motion
4 with the opposing counsel in this case on (*date*): October 15, 2024.

5 4. I submit this declaration in support of my motion to compel
6 arbitration, vacate defaults, stay the action, and sanction Plaintiff for frivolously
7 bringing this action.

8 5. The agreement between the parties (See Complaint Ex. 1) clearly
9 and unambiguously contains an arbitraion clause. Plaintiff flagrantly ignored the
10 smae by frivolously bringing this matter to this court.

11 6. As such, this court should grant my motion to compel arbitration,
12 vacate the defaults wrongfully entered, stay this action, and sanction Plaintiff
13 for its frivolous filing of this action.

14 7. _____

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17 8. _____

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23 10. _____

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26 11. _____

12. _____

13. _____

14. _____

15. _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 21, 2024, in Brooklyn, NY.
(date of signing) (city, state of signing)

Yitzchok Birnhack

(signature)

Yitzchok Birnhack

(name)

Defendant in Pro Per

(indicate Plaintiff or Defendant)